IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.1783 of 1998

Dated: 6th June, 2006

Between:

M/s Harikrishna Rice Millers, rep. by its
Managing Partner Gande Narsimulu Gupta.

.. Petitioner

and

The Commissioner of Civil Supplies (Appeals),
Ex-Officio Secretary to Government,
Civil Supplies Bhavan, Hyderabad & others.

.. Respondents

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ORDER:

This writ petition is directed against an order made under Section 6A of the Essential Commodities Act, 1955 dated 5.9.1997 by the second respondent-Joint Collector.

The writ petition was admitted and interim stay was granted on 27.1.1998. At the time of filing the writ petition, the appellate authority was not constituted. However on 11.3.1998, the appellate authority was constituted, therefore, the writ petitioner has to approach the appellate authority under Section 6(c) of the Act and workout his remedies.

Having regard to the above, the writ petition is disposed of giving liberty to the petitioner to approach the appellate authority and file regular appeal challenging the impugned order. However, since the impugned order was already stayed by this Court as early as on 27.1.1998, I deem it appropriate to continue the said interim order during the pendency of the appeal before the appellate authority to be filed by the petitioner under Section 6(c) of the Act within a period of two weeks from the date of receipt of a copy of this order.

With the above observations and directions, the writ petition is disposed of accordingly. No order as to costs.

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C.V.RAMULU,
J

Date: 6.6.2006
DA

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6.6.2006